IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 19TH DECEMBER 2006 / 28TH AGRAHAYANA 1928

Bail Appl..No. 7493 of 2006()

AGAINST THE JUDGEMENT/ORDER IN BA.6914/2006 Dated 27/11/2006
CMP.5053/2006 of J.M.F.C.,PERUMBAVOOR

(ORDER)

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PETITIONER/ACCUSED

MOHANAN, S/O.VELAYUDHAN,
MUNDAKKAL VEEDU, MADHURIMA DESOM,
MALAYATTOOR VILLAGE, ALUVA TALUK.

BY ADV. SRI.T.K.SAJEEV

RESPONDENTS: COMPLAINANTS

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1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. THE EXCISE INSPECTOR,
KALADY EXCISE RANGE, ERNAKULAM DISTRICT.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO. 7493 of 2006

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DATED: 19-12-2006

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner who is the accused in Cr. No. 31/06 of Kalady Excise Range for an offence punishable under Sec.55(i) of the Abkari Act for having been found in possession of 1.75 liters of IMFL, seeks his enlargement on bail. Petitioner surrendered on 14-11-2006.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs. 20,000/- (Rupees twenty thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M, Perumbavoor and subject to the following conditions:

1. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

3. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,
JUDGE.

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